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4 BILL NO. Z-73-08 -21

5 ZONING ORDINANCE NO. Z-

Hart

6 AN ORDINANCE amending the City of Fort
7 Wayne Zoning Map No. F1-F2.

8 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
9 FORT WAYNE, INDIANA:

10 SECTION 1. That the area described as follows is
11 hereby designated a B3A district under the terms of Chapter 36,
12 Municipal Code of the City of Fort Wayne, Indiana, 1946, as
13 amended by General Ordinance No. 2836 and amendments thereof,
14 and the symbols of the City of Fort Wayne Zoning Map No. F1-F2
15 referred to therein, established by Section 9, Article III of
16 said Chapter as amended, are hereby changed accordingly, to-wit:

17 Lot #44 Eastwood Addition, commonly
18 known as 3714 New Haven Avenue and
19 Lot #45 Eastwood Addition, commonly
20 known as 3718 New Haven Avenue,
21 generally located on the south side
22 of New Haven Avenue, three lots west
23 of Redwood Avenue.

24 SECTION 2. This Ordinance shall be in full force and
25 effect from and after its passage and approval by the Mayor and
26 legal publication thereof.

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29 *Vivian G. Schmidt*
30 Councilman

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CITY ATTORNEY

Read the first time in full and on motion by V. Schmidt, seconded by Lalawice, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and ~~Public Hearing~~ to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197____, at _____ o'clock P.M., E.S.T.

Date: 8/14/73

Charles W. Winterman
CITY CLERK

Read the third time in full and on motion by Thickens, seconded by V. Schmidt, and duly adopted, placed on its passage.

^{Last} Passed (LAST) by the following vote:

AYES	NAYS	ABSTAINED	ABSENT	to-wit:
BURNS	<u>8</u>			
HINGA				
KRAUS				<u>A</u>
MOSES				
NUCKOLS				
SCHMIDT, D.				
SCHMIDT, V.				
STIER				
TALARICO				

DATE: 10-23-73

Charles W. Winterman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. _____ on the _____ day of _____, 197____.

ATTEST: (SEAL)

Charles W. Winterman
CITY CLERK

Charles W. Winterman
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 197____, at the hour of _____ o'clock _____ M., E.S.T.

Charles W. Winterman
CITY CLERK

Approved and signed by me this _____ day of _____, 197____, at the hour of _____ o'clock _____ M., E.S.T.

MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 14, 1973; referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-73-08-21; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

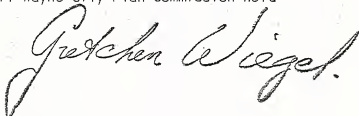
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on September 17, 1973;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held September 24, 1973.

Certified and signed this 8th
day of October, 1973.



Gretchen Wiegel
Secretary

Bill No. 7-73-08-21

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance

Amending the City of Fort Wayne Zoning Map No. F1 ~ F2.

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do not PASS.

John Nuckols - Chairman

Vivian G. Schmidt - Vice-Chairman

William T. Hinga

Paul M. Burns

Donald J. Schmidt

John Nuckols
Vivian G. Schmidt
William T. Hinga
Paul M. Burns
Donald J. Schmidt

DATE 10-23-73 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

RECEIPT

Nº 214

GENERAL FUND

FT. WAYNE, IND., July 23 1973

RECEIVED FROM

Gaul Mack, Jr\$ 50⁰⁰

THE SUM OF

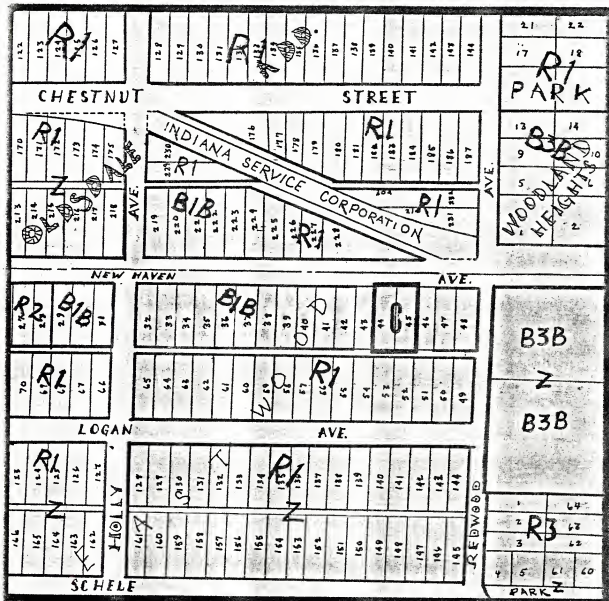
Fifty dollars & no
100

DOLLARS

ON ACCOUNT OF

Rezone BIB to BSALots 44, 45 Eastwood AddW. Hartman

AUTHORIZED SIGNATURE



Bill No. 7-73-08-01

TO: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

Receipt No. _____
Date Filed July 23, 1973
Intended Use Auto Sales & Service

I/We Saul Mack, Sr.

(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an B1B District to a/an B3A District the property described as follows:

3714 New Haven Avenue Lot # 44

Eastwood Edition Addition

3718 New Haven Avenue Lot # 45

Eastwood Edition Addition

(Legal Description)

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/we are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Saul Mack, Sr. 3426 New Haven Ave.

(Name)

(Address)

Saul Mack, Sr.
(Signature)

Legal Description Checked By: John R. Donovan
(City Engineer)

NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the Office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

Saul Mack, Sr. 3426 New Haven Ave. 422-0902
(Name) (Address) (Telephone Number)

City Plan Commission, City-County Building, Room 800, One Main Street,
Fort Wayne, Indiana 46802 Telephone Number 423-7571

TO: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

Date Filed July 23, 1973
Intended Use Auto Sales & Service

I/We Saul Mack, Sr.

(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an B1B District to a/an B3A District the property described as follows:

3714 New Haven Avenue

Lot #44

Eastwood Edition

3718 New Haven Avenue

Lot #45

Eastwood Edition

(Legal Description)

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/we are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Saul Mack, Sr.

3426 New Haven Ave.

Saul Mack Sr.

(Name)

(Address)

(Signature)

Legal Description Checked By John R. Donovan
(City Engineer)

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Name and address of preparer, attorney or agent:

Saul Mack, Sr.

3426 New Haven Ave.

422-0902

(Name)

(Address)

(Telephone Number)

City Plan Commission, City-County Building, Room 800, One Main Street,
Fort Wayne, Indiana 46802 Telephone Number 423-7571

2-73-08-21

Sept. 11, 1973

Bill No. 2-73-08-21
City Plan Commission
City-County Building
Onl Main Street
Fort Wayne, Indiana

226 W 9th St.
Peru, Ind 46970

Dear Members of Plan Commission:

In regard of letter dated September 7, 1973, which proposes to change the following described real estate from a "B1B" District - Limited Business, to a "B3A" District - General Business.

Lot #44 Eastwood addition, commonly known as 3714 New Haven avenue, and Lot #45 Eastwood addition, commonly known as 3718 New Haven avenue, generally located on the south side of New Haven avenue, three lots west of Redwood avenue.

as a property owner of a residence at 3715 Logan ave. Directly behind above location.

I am opposed to this change. Because of nuisance factor it may cause residence.

Sincerely Yours
M. Reuber, Jr. Giffin



DIGEST SHEET

3-73-08-21

TITLE OF ORDINANCE Zoning Map Amendment Ordinance

DEPARTMENT REQUESTING ORDINANCE City Plan Commission

SYNOPSIS OF ORDINANCE Preparation of a zoning map amendment ordinance
petition initiated by property owners to rezone property located as follows:

Lot # 44 Eastwood Addition, commonly known as 3714 New Haven Avenue and Lot # 45

Eastwood Addition, commonly known as 3718 New Haven Avenue, generally located
on the south side of New Haven Avenue, three lots west of Redwood Avenue.

EFFECT OF PASSAGE Property would be rezoned from Limited Business to
General Business.

EFFECT OF NON-PASSAGE Property would remain limited business.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) None

ASSIGNED TO COMMITTEE (J.N.)

REG

WCM